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*Attorneys for Defendant Ralph E. Davis  
Associates, Inc.*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	:	Civil Action No.
	:	10-cv-04577 (MGC)
IN RE: CHINA NORTH EAST PETROLEUM	:	
HOLDINGS LIMITED SECURITIES	:	
LITIGATION	:	<b>NOTICE OF MOTION TO</b>
	:	<b>DISMISS THE COMPLAINT</b>
	:	<b><u>WITH PREJUDICE</u></b>
-----X	:	

**PLEASE TAKE NOTICE** that, upon the annexed Affidavit of Andrew L. Morrison, sworn to March 22, 2011, together with the exhibits annexed thereto, the accompanying Memorandum of Law, and all prior proceedings heretofore had herein, Defendant Ralph E. Davis Associates, Inc., by and through its counsel of record, K&L Gates LLP and Dunn, Neal & Gerger, LLP (subject to a pending Pro Hac Vice Motion), will move this Court, at the United States Courthouse, 500 Pearl Street, New York, New York, on April 14, 2011 at 10 a.m. for an Order pursuant to Fed. R. Civ. P. 12(b)(6) and 9(b), and the Private Securities Litigation Reform Act (the "PSLRA") 15 U.S.C. § 78u-4, dismissing the Consolidated Complaint, with prejudice, with respect to all claims and causes of action asserted against Defendant Ralph E. Davis

Associates, Inc., for failure to state a claim and failure to plead the claims sounding in fraud with sufficient particularity, and granting Defendant such other and further relief as the Court deems proper.

Dated: New York, New York  
March 22, 2011

Respectfully submitted,

K&L GATES LLP

By: Andrew L. Morrison /s/ sjl  
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